

Message Text

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PAGE 01 THE HA 01656 291535Z
ACTION L-03

INFO OCT-01 EUR-12 IO-13 ISO-00 SS-15 EB-08 TRSE-00
JUSE-00 AID-05 CEA-01 CIAE-00 COME-00 EA-10
FRB-03 INR-10 NEA-10 NSAE-00 USIA-06 OPIC-03
SP-02 LAB-04 SIL-01 AGRE-00 OMB-01 /108 W
-----023017 291536Z /43

P R 291333Z MAR 78
FM AMEMBASSY THE HAGUE
TO SECSTATE WASHDC PRIORITY 2312
INFO USMISSION GENEVA
USMISSION USUN NEW YORK
AMEMBASSY PARIS

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USOECD

E.O. 11652: N/A
TAGS: EGEN, UN, ECOSOC, EINV, NL
SUBJECT: ECOSOC WORKING GROUP ON ILLICIT PAYMENTS

REF: A) STATE 67686; B) STATE 77170

1. EMBASSY OFFICER CALLED ON MR. M.R. MOK, MINISTRY OF JUSTICE, TO PASS ON CONTENTS OF PARAGRAPH 3 REF A AND TEXT OF ARTICLES I AND IV CONTAINED IN REF B. MOK PLANS TO ARRIVE IN NEW YORK MORNING OF APRIL 3 AND "IN PRINCIPLE" STANDS READY TO ATTEND CONSULTATIONS AMONG OECD DELEGATIONS ANYTIME THEREAFTER. HE BELIEVES STRONGLY, HOWEVER, THAT SUCH CONSULTATIONS SHOULD NOT CONFLICT WITH MEETINGS OF THE WORKING GROUP THEREBY DELAYING ITS PROGRESS. MOK WOULD EVEN BE WILLING TO MEET IN THE EVENING FOR OECD CONSULTATIONS TO AVOID SCHEDULING CONFLICT WITH WORKING GROUP SESSIONS.

2. MOK OFFERED NO COMMENTS ON DRAFT AGREEMENT CIRCULATED BY
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US DEL IN NEW YORK MARCH 6-10 OTHER THAN OBSERVATION THAT HIS VIEWS WERE MADE KNOWN IN NEW YORK AND WERE UNCHANGED. HE DID, HOWEVER, PROVIDE THE FOLLOWING SUGGESTIONS REGARDING DRAFT TEXTS OF ARTICLES I AND IV (REF B): ARTICLE I, (1), DELETE "TO PERFORM" IN THE PHRASE "...WITH THE INTENTION OF INDUCING A PUBLIC OFFICIAL TO PERFORM OR REFRAIN FROM THE PERFORMANCE OF HIS DUTIES..."; IN THE SAME SENTENCE, THE PHRASE "...IN

CONNECTION WITH THE NEGOTIATION, CONCLUSION, RETENTION, OR
REVISION OF AN INTERNATIONAL COMMERCIAL TRANSACTION..."
IS TOO RESTRICTIVE AND SHOULD BE BROADENED TO INCLUDE OTHER
POSSIBLE CONTEXTS SUCH AS THE GRANTING OF PERMITS OR LICENSES;
IN ARTICLE IV, (1), (C) THE PHRASE "...AND ANY ELEMENT OF THE
OFFENSE, OR ANY ACT AIDING OR ABETTING THE OFFENSE, IS CON-
NECTED WITH ITS COMMERCE" IS TOO NARROWLY DEFINED AND IS NOT
SUFFICIENTLY CLEAR; ARTICLE IV, (2) SHOULD BE DELETED.
BROWN

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: BRIBERY, CORRUPTION, COMMITTEE MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 29 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978THEHA01656
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780136-0429
Format: TEL
From: THE HAGUE USOECD
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780311/aaaaajfe.tel
Line Count: 71
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: a89824b9-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 STATE 67686, 78 STATE 77170
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Review Release Event: n/a
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Review Withdrawn Fields: n/a
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Secure: OPEN
Status: NATIVE
Subject: ECOSOC WORKING GROUP ON ILLICIT PAYMENTS
TAGS: EGEN, EINV, NL, UN, ECOSOC
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/a89824b9-c288-dd11-92da-001cc4696bcc
Review Markings:
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